

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

In re:

Andrew Koteles
Debtor(s)

Bankruptcy Case No.: 17-23972-JAD
Doc. #66
Chapter: 13
Docket No.: 67 - 66
Concil. Conf.: February 20, 2020 at 09:00 AM

ORDER

WHEREAS, the Trustee filed and served a *Certificate of Default Requesting Dismissal of Case*, alleging that the Debtor(s) failed to make regular plan payments and are in material default under the plan,

IT IS HEREBY ORDERED that, on or before **December 27, 2019**, Debtor(s) must file *Documentary Proof of Payment* according to the accompanying *Instructions*, together with either:

1. a *Notarized Affidavit* or *Declaration* under penalty of perjury that states Debtor(s)' current mailing address and includes an explanation of Debtor(s)' failure to comply with the current plan payment and/or a statement setting forth why the Debtor(s) dispute the *Certificate of Default*;

OR

2. a *Notice of Proposed Modification to Confirmed Plan* and an *Amended Plan* to cure the plan defaults. Debtor(s) must make all plan payments in accordance with the *Amended Plan* pending its confirmation. If the Debtor(s) default on such plan payments, and if the Trustee moves for dismissal of this case, the case will be **DISMISSED**, without further notice or hearing.

IT IS FURTHER ORDERED that, if the Debtor(s) elect to file an *Amended Plan*, the Debtor(s) must immediately serve a copy of the *Notice of Proposed Modification to Confirmed Plan*, the *Amended Plan*, and the *Documentary Proof of Payment* on the Chapter 13 Trustee and all parties on the mailing matrix and file a *Certificate of Service* with the Clerk.

On or before **January 13, 2020**, if the Debtor(s) elect to file an *Amended Plan*, all *Objections* must be filed and served on the Debtor(s), Chapter 13 Trustee and any creditor whose claim is the subject of the *Objection*. Any creditor who files a timely *Objection* must appear at the scheduled Conciliation Conference. Untimely *Objections* will not be considered.

On **February 20, 2020 at 09:00 AM** a Conciliation Conference (on plan defaults or the *Amended Plan*) will occur with the Chapter 13 Trustee at 3251 U.S. Steel Tower, 600 Grant Street, Pittsburgh, PA 15219.

If the Parties cannot resolve all disputes at the Conciliation Conference, a hearing will be scheduled and orally announced at the conclusion of the Conference without any further written notice to any party. Parties are directed to monitor the Court's docket and read the Chapter 13 Trustee's minutes of the Conciliation conference to the extent such parties desire more information regarding the outcome of the Conciliation Conference.

This case will be **DISMISSED WITHOUT PREJUDICE** and no hearing or conference shall take place, unless the Debtor(s) comply fully with this *Order* by filing and serving all of the required items.

Dated: November 12, 2019

cm: All Creditors and Parties In Interest

Jeffery A. Deller
United States Bankruptcy Judge

INSTRUCTIONS FOR DOCUMENTARY PROOF OF PAYMENT

In response to the Trustee's *Certificate of Default Requesting Dismissal of Case*, Debtor(s) must file *Documentary Proof of Payment* that at least one full plan payment has been submitted to the Trustee since the Trustee filed and served the *Certificate of Default*.

The *Documentary Proof of Payment* must include a copy of a money order, cashier's check, earnings statement(s) or pay stub(s) showing payroll or benefit deduction(s) used to make the plan payment.

The *Documentary Proof of Payment* must also include a copy of the Trustee's printout of the Debtor(s)' payment history of receipts (available on the Trustee's website) indicating the amounts and dates of payments received by the Trustee.

Debtor(s)' case name and bankruptcy case number must be included on the payment.

The plan payment must be sent to the Chapter 13 Trustee's lock box bank account addressed to:

Ronda J. Winnecour, Trustee
P.O. Box 84051
Chicago, IL 60689-4002

Certificate of Notice Page 3 of 4
United States Bankruptcy Court
Western District of Pennsylvania

In re:
 Andrew Koteles
 Debtor

Case No. 17-23972-JAD
 Chapter 13

CERTIFICATE OF NOTICE

District/off: 0315-2

User: skoz
Form ID: 410Page 1 of 2
Total Noticed: 14

Date Rcvd: Nov 12, 2019

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Nov 14, 2019.

db +Andrew Koteles, 130 Demar Boulevard, Canonsburg, PA 15317-2216
 cr +Office of Attorney General, Pennsylvania Department, Office of Attorney General,
 5th Floor, Manor Complex, 564 Forbes Avenue, Pittsburgh, PA 15219-2992
 cr +United States of America Department of the Treasury, c/o Office of U.S. Atty for W.D. of PA,
 U.S. Post Office & Courthouse, 700 Grant Street, Suite 4000, Pittsburgh, PA 15219,
 U.S.A. 15219-1956
 14704093 Commonwealth of Pennsylvania, Department of Revenue, Harrisburg, PA 17203
 14704094 Craig Dean Koteles, Canonsburg, PA 15317
 14704095 +Internal Revenue Service, P.O. Box 682, Pittsburgh, PA 15230-0682
 14826017 +JPMC Specialty Mortgage LLC, c/o Chase Records Center, Attn: Correspondence Mail,
 Mail Code LA4-5555, 700 Kansas Lane, Monroe, LA 71203-4774
 14704096 +Kimberly Koteles, 130 Demar Avenue, Canonsburg, PA 15317-2216
 14720449 +Peoples Natural Gas Company LLC, c/o S. James Wallace, P.C., 845 N. Lincoln Ave.,
 Pittsburgh, PA 15233-1828
 14704097 +Steve and Linda Levandowsky, P.O. Box 6, Finleyville, PA 15332-0006
 14704098 +Steve and Linda Levandowsky, P.O. Box 6, Finleyville, PA 15332-0006
 14704099 +Washington Hospital, 155 Wilson Avenue, Washington, PA 15301-3398

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

14790036 E-mail/PDF: resurgentbknotifications@resurgent.com Nov 13 2019 04:20:15
 Ashley Funding Services, LLC its successors and, assigns as assignee of Laboratory,
 Corporation of America Holdings, Resurgent Capital Services, PO Box 10587,
 Greenville, SC 29603-0587
 14712754 E-mail/Text: RVSVCBICNOTICE1@state.pa.us Nov 13 2019 04:16:16
 Pennsylvania Department of Revenue, Bankruptcy Division PO Box 280946,
 Harrisburg, PA 17128-0946

TOTAL: 2

***** BYPASSED RECIPIENTS (undeliverable, * duplicate) *****

cr JPMC Specialty Mortgage LLC
 cr JPMORGAN CHASE BANK, N.A.
 cr Linda Levandosky
 cr Steve Levandosky
 14704092 Chase Mortgage, 4615 Vision Drive, Mason, OH
 cr* +Peoples Natural Gas Company LLC, c/o S. James Wallace, P.C., 845 N. Lincoln Ave.,
 Pittsburgh, PA 15233-1828

TOTALS: 5, * 1, ## 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
 USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Nov 14, 2019

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on November 12, 2019 at the address(es) listed below:

Anthony T. Kovalchick on behalf of Creditor Office of Attorney General, Pennsylvania
 Department of Revenue akovalchick@attorneygeneral.gov
 Christopher P. Furman on behalf of Creditor Linda Levandosky cpfurman@gmail.com
 Christopher P. Furman on behalf of Creditor Steve Levandosky cpfurman@gmail.com
 James Warmbrodt on behalf of Creditor JPMC Specialty Mortgage LLC bkgroup@kmlawgroup.com
 Jill Locnikar on behalf of Creditor United States of America Department of the Treasury,
 Internal Revenue Service jill.locnikar@usdoj.gov,
 patricia.fitzgerald@usdoj.gov;caseview.ecf@usdoj.gov;Marla.Kirkland@usdoj.gov
 Joshua I. Goldman on behalf of Creditor JPMC Specialty Mortgage LLC bkgroup@kmlawgroup.com
 Justin P. Schantz on behalf of Debtor Andrew Koteles jschantz@my-lawyers.us,
 coleccchia542@comcast.net;office@my-lawyers.us;sshipley@my-lawyers.us;jmonroe@my-lawyers.us;rjulia
 no@my-lawyers.us;ekudlock@my-lawyers.us

District/off: 0315-2

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Page 2 of 2
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The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email)
system (continued)

Kevin Scott Frankel on behalf of Creditor JPMORGAN CHASE BANK, N.A pabk@logs.com
Office of the United States Trustee ustpregion03.pi.ecf@usdoj.gov
Ronda J. Winnecour cmecf@chapter13trusteeewdpa.com
S. James Wallace on behalf of Creditor Peoples Natural Gas Company LLC sjw@sjwpgh.com,
Equitablebankruptcy@peoples-gas.com;srk@sjwpgh.com

TOTAL: 11